

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

HOUSE ENROLLED ACT No. 1161

AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 20-12-71-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE OCTOBER 1, 2002]: Sec. 2. As used in this chapter, "certificate of immunity" means a form that **meets the following requirements:**

- (1) Is acceptable to a postsecondary institution.
- (2) Establishes the immunity of the certificate holder. ~~and~~
- (3) Consists of:
 - (A) a physician's certificate, if available;
 - (B) immunization records forwarded from another school or postsecondary institution;
 - (C) a record maintained by the student or a parent of the student showing the month and year during which each dose of vaccine was administered;
 - (D) a form developed by the department which may be used by postsecondary institutions to meet the requirements of this chapter; or
 - (E) evidence of having met alternative criteria defined by rules adopted under IC 4-22-2 by the department.
- (4) Includes a line to be signed by the student or the student's parent or guardian that indicates compliance with section 13.5(b) of this chapter.**

SECTION 2. IC 20-12-71-11 IS AMENDED TO READ AS



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FOLLOWS [EFFECTIVE OCTOBER 1, 2002]: Sec. 11. (a) Except as provided in section 15 of this chapter, a postsecondary institution may not permit a student to matriculate in a residential campus of a postsecondary institution unless the student provides the documentation required by section 12 of this chapter for the following diseases:

- (1) Diphtheria.
- (2) Tetanus.
- (3) Measles.
- (4) Mumps.
- (5) Rubella.

(b) Each postsecondary institution shall notify each student before the student's matriculation of the **requirement following requirements:**

- (1) That the student must be immunized and that the immunization is required for matriculation at the postsecondary institution unless the student provides the documentation required by section 12 of this chapter.
- (2) **That the student or the student's parent or guardian must comply with section 13.5 of this chapter.**

SECTION 3. IC 20-12-71-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE OCTOBER 1, 2002]: Sec. 12. (a) Before matriculating in a residential campus of a postsecondary institution, each student shall provide the postsecondary institution with one (1) of the following documents:

- (1) A certificate of immunity.
- (2) Documentation of exemption as described in sections 13 and 14 of this chapter.

(b) **Before matriculating in a residential campus of a postsecondary institution, a student that is not a citizen or resident of the United States shall provide the postsecondary institution with:**

- (1) **medical documentation that the student has been tested for tuberculosis in the United States;**
- (2) **the date on which the tuberculosis test was taken; and**
- (3) **the results of the tuberculosis test.**

(c) If a student fails to comply with subsection (a) or subsection (b) by the beginning of the student's second academic term, the postsecondary institution shall prohibit the student from matriculating in the campus of the postsecondary institution, where applicable, until the requirements are met.

SECTION 4. IC 20-12-71-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS



[EFFECTIVE OCTOBER 1, 2002]: **Sec. 13.5. (a) A postsecondary institution in which an individual intends to enroll shall provide detailed information on the risks associated with meningococcal disease and the availability and effectiveness of vaccination to:**

(1) the individual, if the individual is at least eighteen (18) years of age; or

(2) the individual's parent or guardian, if the individual is less than eighteen (18) years of age.

(b) A postsecondary institution described in subsection (a) must receive a certificate of immunity:

(1) that is signed by:

(A) the individual, if the individual is at least eighteen (18) years of age; or

(B) the individual's parent or guardian, if the individual is less than eighteen (18) years of age; and

(2) that states that the information provided under subsection

(a) has been reviewed by:

(A) the individual, if the individual is at least eighteen (18) years of age; or

(B) the individual's parent or guardian, if the individual is less than eighteen (18) years of age.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Approved: _____

Governor of the State of Indiana

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